THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.14554 OF 2005

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Dated: 13-12-2005

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Between

Gokari Sahdev, S/o. Late G. Mallaiah, Occ: Business,R/o. H,.No.3-12, Kishmathpur, Rajendranagar Mandal, R.R. District.

...PETITIONER

AND

The Commissioner of Police, Cyberabad, R.R. District and others.

...RESPONDENTS

ORDER:

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Petitioner seeks a Writ of Mandamus to direct the respondent No.3 not to call him to the Police Station, Rajendranagar, and not to demand him to sit in the Police station for hours together.

Learned counsel for the petitioner submits that the petitioner borrowed a sum of Rs.5,00,000/- from the fourth respondent in April 2005 to meet his needs, agreeing to repay the same within six months but the same could not be repaid. Therefore, at the instance of the fourth respondent the third respondent is calling the petitioner to the police station and making him to sit for hours together. It is further submitted that the police cannot interfere with the collection of the monies advanced by the fourth respondent.

Having regard to the facts and circumstances of the case,

the writ petition is disposed of directing the third respondent not to interfere with the life and liberty of the petitioner without there being any report/complaint alleging that the petitioner has committed a cognizable offence.

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V. ESWARAIAH, J

December 13, 2005

DSK